

REGULAR CITY COUNCIL MEETING
JUNE 13, 1988

PRESENT

Ruth Hansen	Mayor
Wesley J. Bloomfield	Council Member
Gayle Bunker	Council Member
Don Dafoe	Council Member
Rex T. Harris	Council Member

ABSENT

David Church	Council Member
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OTHERS PRESENT

Dorothy Jeffery	City Recorder
Richard Waddingham	City Attorney
Neil Forster	Public Works Director
Sarah Inez Moody	Chronicle/Progress
Rita Byrd	Public Works Secretary
Alan Riding	Asst. Public Works Director
H. Doyle Bender	City Treasurer
Morris Burton	Police Officer
DeAnn Burton	City Resident
Virginia Taylor	City Clerk
Deborah Greathouse	Librarian
Aaron Morgan	Boy Scout Troop #934
Danny Morgan	Boy Scout Troop #934
Jon Pendray	Boy Scout Troop #934
Farilyn Edwards	City Resident
Kathleen Noah	City Resident
Mary Henrie	City Resident
Beulah Bassett	City Resident

Mayor Hansen called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as secretary. Mayor Hansen stated that notice of the meeting time, place and agenda was posted at the principal office of the governing body located at 76 North 200 West and was provided to the Millard County Chronicle/Progress, the local radio station, KNAK, and to each member of the City Council by personal delivery two days prior to the meeting.

MINUTES

The proposed minutes of a Public Hearing held May 23, 1988, were presented for consideration and approval. The Council

reviewed the minutes briefly, after which Council Member Rex Harris MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The proposed minutes of a regular City Council meeting held May 23, 1988, were presented for consideration and approval. The Council reviewed the minutes briefly, after which Council Member Gayle Bunker MOVED that the minutes be approved as presented. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Don Dafoe MOVED that the accounts payable be approved for payment as listed in the amount of \$20,882.78. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

The Council reviewed the Delta City Fire Department accounts payable, a list of which had been given to them two days prior to the meeting. Following a brief discussion of the accounts payable, Council Member Rex Harris MOVED that the Delta City Fire Department accounts payable be approved for payment as listed in the amount of \$18,105.86. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

MAYOR RUTH HANSEN: ADOPTION OF DELTA CITY ANNUAL BUDGET FY 1988-1989

Mayor Hansen reviewed with the Council Delta City's Annual Budget FY 1988-1989, after which she presented a proposed resolution entitled:

RESOLUTION NO. 88-174

A RESOLUTION ADOPTING A FINAL BUDGET FOR THE CITY OF DELTA, UTAH FOR THE FISCAL YEAR BEGINNING JULY 1, 1989.

Following a brief discussion, Council Member Don Dafoe MOVED to adopt Resolution No. 88-174. The motion was SECONDED by Council

Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none she called for a roll call vote. The voting was as follows:

Council Member Wesley Bloomfield	Yes
Council Member Gayle Bunker	Yes
Council Member Don Dafoe	Yes
Council Member Rex Harris	Yes
Council Member David Church	Absent

Mayor Hansen then signed the resolution and it was attested by City Recorder Dorothy Jeffery.

CITY RECORDER DOROTHY JEFFERY: STATEMENT OF DISCLOSURE

Mayor Hansen asked City Recorder Dorothy Jeffery to present a Statement of Disclosure to the Council.

City Recorder Dorothy Jeffery presented the following Statement of Disclosure from Robert L. Droubay:

June 8, 1988

To Whom It May Concern:

This is a simple letter for disclosing the facts that:
1) I am the Chairman of the Delta City Planning and Zoning Commission; and 2) That I am a property owner in the property west of Delta that at the present time is the subject of possible annexation into Delta City.

I would ilke it to be public knowledge that these facts are true and that I will do my best to act in a professional manner in any procedures which will take place concerning this action. Also that I intend to put myself on record that I will abstain from any voting which will be related to this annexation possibility.

Sincerely,
Robert L. Droubay

The Council briefly discussed the proposed West Delta Annexation.

MORRIS BURTON, DELTA CITY POLICE OFFICER: PROPOSED CHANGE IN POLICE OFFICERS HOLIDAY POLICY

Mayor Hansen asked Delta City Police Officer Morris Burton to present a proposal regarding police officers holiday policy.

Morris Burton said that at the present time when police officers are scheduled to work holidays, rather than receiving overtime

pay, they are required to take a day off within a 30 day period following the holiday worked. Officer Burton requested that the officers be allowed to schedule their 10 National holidays and 2 floating holidays at their own discretion within the current fiscal year, commencing July 1, 1988, and that in the event any Delta City Police Officer fails to utilize the Holiday-Vacation within the then current fiscal year, the police officer would forfeit his or her rights to said vacation time.

Following discussion, Council Member Gayle Bunker MOVED to amend the Personnel Policy to allow the police officer's to schedule 10 holidays and 2 floating holidays at their own discretion without creating a hardship on the Police Department; also, if the days are not taken within that year, they are lost. The motion was SECONDED by Council Member Rex Harris. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

Officer Burton reported that he is working on his Bachelor of Arts Degree in Management and that he will be writing a paper on the "Effects of Salary vs. Fringe Benefits on Employee Morale and Job Satisfaction". Mr. Burton asked for comments from Council Members in compiling a survey regarding the subject. Council Members offered their support to Mr. Burton's project.

MAYOR RUTH HANSEN: UPKEEP OF UNOCCUPIED PROPERTY

Mayor Hansen reviewed with the Council a petition she received from several City residents complaining against Valley Bank, Leinholder, and Acres West Realty, Acting Agent, for neglecting property at 235 North 200 East, Delta, Utah.

The petition stated that the above property in its neglected state not only detracts from neighboring properties by being aesthetically unappealing but also poses direct health hazards by spreading noxious weeds to neighbors, is in violation of Delta City's Nuisance Ordinance, is in violation of anaesthetic ordinance, and poses a potential fire hazard.

Attorney Richard Waddingham said that the property is the responsibility of the owner, not the lien holder or real estate agent, unless the agent was specifically authorized to provide for the upkeep of the property. Mr. Waddingham also said that the City has ordinances pertaining to nuisances and noxious weeds but many times the City is not aware of the problem.

Mr. Waddingham recommended that Mayor Hansen contact Roland Murdock of the Ag. Agency to see about cleaning up unoccupied properties; a determination will have to be made later as to whether such costs of the clean up can be assessed against the owner of the property or such action taken by the Health Office, which encompasses his job description and thus constitutes part of his salary.

CITY RECORDER DOROTHY JEFFERY: FOURTH OF JULY CELEBRATION

Mayor Hansen asked Dorothy Jeffery to review plans for the Fourth of July Celebration.

Dorothy Jeffery briefly reviewed plans for the Fourth of July Celebration. She then asked for the Council's help in building a float for the parade, which will carry Delta City's Miss Liberty.

ATTORNEY RICHARD WADDINGHAM: AN ORDINANCE ENACTING NEW PROVISIONS RELATING TO THE SALE, FURNISH OR SUPPLY OF ALCOHOLIC BEVERAGES OR PRODUCTS TO MINORS AND THE PURCHASING, POSSESSION OR CONSUMPTION OF ALCOHOLIC BEVERAGES TO ANY PERSON UNDER THE AGE OF 21 YEARS

Mayor Hansen asked Attorney Richard Waddingham to present a proposed ordinance regarding minors and alcoholic beverages.

Attorney Waddingham presented a proposed ordinance entitled:

ORDINANCE NO. 88-114

AN ORDINANCE AMENDING SECTION 13-325 OF THE REVISED ORDINANCES OF DELTA CITY BY AMENDING SECTION 13-325 AND ENACTING NEW PROVISIONS RELATING TO THE SALE, FURNISHING OR SUPPLYING OF ALCOHOLIC BEVERAGES OR PRODUCTS TO MINORS AND THE PURCHASE, POSSESSION OR CONSUMPTION OF ALCOHOLIC BEVERAGES TO ANY PERSON UNDER THE AGE OF 21 YEARS; AND RENUMBERING SECTIONS 13-326 AND 13-327 OF THE REVISED ORDINANCES OF DELTA CITY (1981 EDITION).

Attorney Waddingham reviewed the proposed ordinance in detail with the Council.

Council Member Rex Harris expressed opposition to the ordinance and maintained that it would be abused by the Police Department.

Following lengthy discussion of the proposed ordinance Council Member Don Dafoe MOVED to table the ordinance to allow Council Member Rex Harris and Attorney Waddingham to further review the ordinance. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

CITY RECORDER DOROTHY JEFFERY: ASED A WORK PROGRAM

Mayor Hansen asked City Recorder Dorothy Jeffery to review with the Council the ASED A Work Program.

City Recorder Dorothy Jeffery explained that Jodi Jenkins, Elizabeth Randolph, Jennifer Byrd, and Robert Adams are working

for the City this summer as part of the Six-County Aseda Work Program. She explained that the youth work 32 hours per week at no cost to the City.

MAYOR RUTH HANSEN: DONATION FOR VANDALISM REWARD MONEY

Mayor Hansen explained that Oak City Mayor Winston Nielson has requested a contribution from Delta City to be used in a joint effort with other communities to reward tipsters against vandals.

Following brief discussion, Council Member Wesley Bloomfield MOVED to table this request to allow for further information. The motion was SECONDED by Council Member Don Dafoe. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.

OTHER BUSINESS

Attorney Waddingham asked for further discussion of proposed Ordinance No. 88-174. Mr. Waddingham asked Council Member Rex Harris if he would consider the proposed ordinance if Item No. 2, Page 3 of the ordinance were deleted. Item No. 2, Page 3 is as follows:

2. It is unlawful for any person under the age of 21 years to be present where other minors have possession of or are consuming alcoholic beverages on any premises, public or private.


Following brief discussion, Council Member Don Dafoe MOVED to rescind the previous motion to table the ordinance. The motion was SECONDED by Council Member Rex Harris. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously.


Council Member Don Dafoe MOVED to delete Item No. 2 from Page 3, of the proposed ordinance and to adopt Ordinance No. 88-174. The motion was SECONDED by Council Member Gayle Bunker. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a roll call vote. The voting was as follows:

Council Member Wesley Bloomfield	Yes
Council Member Gayle Bunker	Yes
Council Member Don Dafoe	Yes
Council Member Rex Harris	Yes
Council Member David Church	Absent

Mayor Hansen then signed the ordinance and it was attested by City Recorder Dorothy Jeffery.

Mayor Hansen asked if there were any further comments, questions or items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn. The motion was SECONDED by Council Member Rex Harris. Mayor Hansen asked if there were any further comments or questions regarding the motion. There being none, she called for a vote. The motion passed unanimously. Mayor Hansen declared the meeting adjourned at 8:35 p.m.


RUTH HANSEN, Mayor


DOROTHY JEFFERY
Delta City Recorder

MINUTES APPROVED: RCCM 6-27-88